

## ORDINANCE NO. 300

### SPEED AND OPERATION OF BOATS

#### Section 1

(a) The following rules and regulations shall apply to all waters or waterways within or adjacent to the Village of Island Park or subject to its jurisdiction, except when prohibited by the Laws of the United States<sup>1</sup> and except the channel system under the supervision of the Long Island State Park Commission.

(b) The term "Channel System" as used in this ordinance shall mean main channels, cross channels connecting with them, basins and dock or bathing areas.

#### Section 2

(a) The term "boat" or "vessel" includes every description of water craft or other contrivance used on or capable of being used as a means of transportation in water and in air.

(b) The term "owner" shall include the person under whose name the vessel was last registered with the United States Coast Guard or the State of New York, if requiring registration, and in any other case the last known owner [Amended October 15, 1959].

(c) All provisions of the Navigation Law of this State, of the inland rules enacted by Congress and governing the navigation of the inland waters of the United States and of the Pilot Rules for United States inland waters, applicable to the Channel Systems relative to the rules for vessels passing each other, as to lights on vessels and other matters consistent with the proper use of the Channel Systems, shall be complied with by all vessels navigations said systems [Amended October 15, 1959].

#### Section 3

Discharging of toilets or dumping of oil, refuse, garbage or waste in Channel Systems is prohibited.

#### Section 4

(a) Every person operating a boat shall at all times operate the same in a careful and prudent manner and at such a rate of speed as not to disturb the reasonable comfort or endanger the property of another or the life or limb of any person, or so as to interfere with the free and proper use of the waters of the said channel.

(b) Throwing up a wake, which is dangerous to life or limb of a person, boats or other property, is also prohibited by this ordinance.

#### Section 5

(a) No boat shall be operated at a greater speed than four (4) miles per hour in areas designated as a boat basin, anchorage, bathing area or any such areas in which speed limit signs are posted. The term speed shall mean the speed of a boat as measured in slack water in statute miles.

(b) Water skiing, aquaplaning or similar sports are hereby prohibited in any four (4) miles per hour speed zone and in any areas designated as a boat basin, anchorage or bathing area,

(c) The racing of power driven boats of any type is prohibited unless written permission shall have been received from the Village Board. The application therefor shall state the time and place of the proposed race or races, the types of boats participating therein and the type and kind of race to be conducted.

#### Section 6

The Police Department of the County of Nassau are hereby empowered to enforce the provisions of this ordinance and every person in charge of the vessel navigating or using the waterways of the Village of Island Park shall at all times obey the lawful orders of the members of such Police Department. Such patrolmen shall have the right to stop any vessel navigating or using the waterways of the Village of Island Park for the purpose of enforcing this ordinance.

#### Section 7

Any person who violates any provision of this ordinance shall be a disorderly person and guilty of disorderly conduct and shall, upon conviction, be subject to a fine of not to exceed fifty (\$50) dollars or imprisonment for not more than thirty (30) days, or by both such fine and imprisonment.

#### Section 8

If any clause, sentence, section, paragraph or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not invalidate the remainder of this ordinance, but shall be confined in its operation to the clause, sentence, section, paragraph or provision directly involved in the controversy in which such judgment shall have been rendered.

#### Section 9

This ordinance shall be known and may be cited as the "Speed and Operations of Boats" Ordinance of the Village of Island Park or as "Ordinance No. 300" of the Village of Island Park.

NOTE: This Ordinance enacted on September 18, 1958.